PAGE 3/13 * RCVD AT 4/21/2004 6:56:04 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-2/0 * DNIS:7468000 * CSID:949 760 0404 * DURATION (mm-ss):04-02

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PATENT

Case Docket No. LOCHT.060RA

Date: April 21, 2004

Page 1

In re application of

Thomas J. Lochtefeld

App. No.

09/848,972

Filed

May 4, 2001

For

SIMULATED WAVE WATER

SCULPTURE

Examiner

F. Lagman

Art Unit

3673

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en L. Nortall, Rose No. 46. 28

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Sir:

Transmitted herewith in the above-identified application is:

- (X) Replacement Amendment in eight (8) pages.
- (X) Status of Claims and Support for Claim Changes in two (2) pages.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Glen L. Nuttall

Registration No. 46,188 Attorney of Record Customer No. 20,995

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Japanese Palent Ally Kalsühiro Arai Tomohisa Sugiyaha

Korean Patent Ally Mincheel Kim Heungsoo Chol

Scientiale & Engineers (Non-Lawyers)

Elentre Nill
Valorie L. Bracken
J. David Evered††
Jeremy P. Sanders
Perry D. Oldhem
Jerry L. Hefner, Ph.D.
Russell M. Jelde
Abraham W. Chleds
Pui Tong Ho, Ph.D.
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Lauren

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Raymond D. Smith, Ph.D.
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"A Professional Corporation
† Also Bartister At Law (20), a White
"U.B. Patent Agent
†† Also Solicitor (210, a Water)

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SERIAL NO.: 09/848,972

FILING DATE:

May 4, 2001

FAX NO.:

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FROM:

Glen L. Nuttall

CLIENT CODE:

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant Thomas J. Lochtefeld Group Art Unit 3673 Reissue CERTIFICATE OF FAX TRANSMISSION Appl. No. 09/848,972 I hareby certify that this correspondence and all marked attachments are being facstralle transmitted to the Patent and Trademark Office on the date Filed May 4, 2001 Reissue of Patent No. 5,899,634 For SIMULATED WAVE WATER SCULPTURE Examiner F. Lagman

STATUS OF CLAIMS AND SUPPORT FOR CLAIM CHANGES

United States Patent and Trademark Office P.O. Box 2327 Arlington, VA 22202

Dear Sir:

Pursuant to 37 C.F.R. § 1.173(c), the status of the claims is as described below:

Patent Claims 1-8, 10-18 and 20-39 are currently pending. Added reissue Claims 42-49 and 51-85 are currently pending. In the accompanying Replacement Amendment, added reissue Claims 42, 51, 62 and 72 have been amended, added reissue Claim 50 has been cancelled, and reissue claims 82-85 have been added.

Support for the amendments to reissue Claims 42 and 51 is found at least in Figures 10A-B, 11A-B and 12 A-B, and in the specification at Col. 12, 11. 47-51. Support for the amendments to reissue Claim 62 is found at least in Figures 10B, 11B and 12B and in the specification at Col. 13, 1. 62 - Col. 14, 1. 5. Support for the amendments to reissue Claim 72 is found at least in Figures 10A-B, 11A-B and 12A-B and in the specification at Col. 13, 1. 62 - Col. 14, 1. 5.

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Support for newly added reissue Claim 82 is found at least in Figures 12A-B and in the specification at Col. 13, l. 62 - Col. 14, l. 5. Support for newly added reissue Claim 83 is found at least in Figures 10A-B, 11B and 12B. Support for newly added reissue Claim 84 is found at least in Figures 10B, 11B and 12B. Support for newly added reissue Claim 85 is found at least in Figures 10A-B, 11A-B and 12A-B and in the specification at Col. 13, ll. 2-3.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

Glen L. Nurve

Registration No. 46,188 Attorney of Record Customer No. 20,995

(949) 760-0404

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